

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, APRIL 20, 2016

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JOURNAL OF THE SENATE

ONE HUNDRED FIRST CALENDAR DAY
SIXTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 20, 2016

The Senate met in regular session at 9:04 a.m., President Jochum presiding.

Prayer was offered by Father Ed Hurley, retired pastor of the Des Moines Catholic Diocese in Des Moines, Iowa. He was the guest of Senator Zaun.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sarah Thompson.

The Journal of Tuesday, April 19, 2016, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 19, 2016, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2459](#), a bill for an act relating to state and local finances by making appropriations, providing for legal responsibilities, providing for other properly related matters, and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

The Senate stood at ease at 9:19 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:26 a.m., President Jochum presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 118](#).

[Senate Resolution 118](#)

On motion of Senator Hogg, [Senate Resolution 118](#), a resolution supporting the federal Renewable Fuel Standard, was taken up for consideration.

Senator Hogg moved the adoption of [Senate Resolution 118](#), which motion prevailed by a voice vote.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Dix, until he arrives, on request of Senator Whitver.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2443](#).

[House File 2443](#)

On motion of Senator Dotzler, [House File 2443](#), a bill for an act relating to the programs and duties of the economic development authority by making changes relative to the use of life cycle cost analyses, by making technical changes related to the high quality jobs program, by making changes relative to authority assistance for certain federal small business programs, by allowing counties, cities, and the authority to amend certain economic development enterprise zones agreements, and by making changes to the historic preservation and cultural and entertainment district tax credit, including transferring administrative oversight of the tax credit from

the department of cultural affairs to the economic development authority, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Dotzler offered amendment [S-5146](#), filed by the committee on Ways and Means on April 19, 2016, to pages 12–13, 15–17 of the bill, and moved its adoption.

Amendment [S-5146](#) was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 2443](#)), the vote was:

Yeas, 49:

Allen	Danielson	Kapucian	Seng
Anderson	Dearden	Kinney	Shiple
Behn	Dotzler	Kraayenbrink	Sinclair
Bertrand	Dvorsky	Mathis	Smith
Bisignano	Feenstra	McCoy	Sodders
Bolkcom	Garrett	Petersen	Taylor
Bowman	Gronstal	Quirnbach	Whitver
Brase	Guth	Ragan	Wilhelm
Breitbach	Hart	Rozenboom	Zaun
Chapman	Hogg	Schneider	Zumbach
Chelgren	Horn	Schoenjahn	
Costello	Jochum	Schultz	
Courtney	Johnson	Segebart	

Nays, none.

Absent, 1:

Dix

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 2443](#) be **immediately messaged** to the House.

The Senate stood at ease at 10:49 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 11:32 a.m., President Jochum presiding.

CONSIDERATION OF BILLS
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 2321 and 2324.

[Senate File 2321](#)

On motion of Senator Courtney, [Senate File 2321](#), a bill for an act relating to appropriations to the judicial branch, was taken up for consideration.

Senator Garrett withdrew amendment [S-5142](#), filed by him on April 19, 2016, to page 2 of the bill.

Senator Courtney asked and received unanimous consent that [House File 2457](#) be **substituted** for [Senate File 2321](#).

[House File 2457](#)

On motion of Senator Courtney, [House File 2457](#), a bill for an act relating to appropriations to the judicial branch, was taken up for consideration.

Senator Garrett offered amendment [S-5148](#), filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5148](#) be adopted?" ([H.F. 2457](#)), the vote was:

Yeas, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith

Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Nays, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Absent, none.

Amendment [S-5148](#) lost.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2457](#)), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirmbach	
Danielson	Horn	Ragan	

Nays, 24:

Anderson	Costello	Kapucian	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver
Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 2324

On motion of Senator McCoy, **Senate File 2324**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the prison bonding fund, providing for related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

(**Senate File 2324** was deferred.)

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:54 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:19 p.m., President Jochum presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration **Senate Resolution 112**.

Senate Resolution 112

On motion of Senator Dotzler, **Senate Resolution 112**, a resolution commending the results of Taiwan's 2016 presidential election reaffirming support for increasing Taiwan's international profile and for strengthening and expanding sister-state ties between Iowa and Taiwan, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler moved the adoption of **Senate Resolution 112**, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Dvorsky introduced to the Senate chamber Director General of the Taipei Cultural Economic Office in Chicago, Illinois, Calvin Ho.

Director General Ho addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

President Jochum introduced to the Senate chamber the Honorable Dennis H. Black, former member of the Senate from Jasper County, Grinnell, Iowa.

The Senate rose and expressed its welcome.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 20, 2016, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2460](#), a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, and including effective date and retroactive and other applicability provisions.

Read first time and referred to committee on **Appropriations**.

BUSINESS PENDING

[Senate File 2324](#)

The Senate resumed consideration of [Senate File 2324](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the prison bonding fund, providing for related matters, and including effective date and retroactive applicability provisions, previously deferred.

Senator McCoy offered amendment [S-5147](#), filed by him from the floor to pages 1 and 5 of the bill, and moved its adoption.

Amendment [S-5147](#) was adopted by a voice vote.

Senator McCoy offered amendment [S-5149](#), filed by him from the floor to pages 6 and 7 of the bill, and moved its adoption.

Amendment [S-5149](#) was adopted by a voice vote.

Senator McCoy moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 2324](#)), the vote was:

Yeas, 27:

Allen	Dearden	Jochum	Ragan
Bisignano	Dotzler	Johnson	Schoenjahn
Bolkcom	Dvorsky	Kinney	Seng
Bowman	Gronstal	Mathis	Sodders
Brase	Hart	McCoy	Taylor
Courtney	Hogg	Petersen	Wilhelm
Danielson	Horn	Quirnbach	

Nays, 23:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2324](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2455](#).

[House File 2455](#)

On motion of Senator Dotzler, [House File 2455](#), a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler offered amendment [S-5150](#), filed by him from the floor to pages 9, 11, 17, and amending the title page of the bill, and moved its adoption.

Amendment [S-5150](#) was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2455](#)), the vote was:

Yeas, 27:

Allen	Danielson	Horn	Ragan
Bertrand	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	

Nays, 23:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Feenstra	Rozenboom	Smith
Breitbach	Garrett	Schneider	Whitver

Chapman	Guth	Schultz	Zaun
Chelgren	Johnson	Segebart	Zumbach
Costello	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 2455](#) be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 2:10 p.m. until 4:30 p.m.

RECONVENED

The Senate reconvened at 5:25 p.m., President Jochum presiding.

MOTION TO RECONSIDER ADOPTED

[Senate File 2312](#)

Senator Dotzler called up the motion to reconsider [Senate File 2312](#), filed by him on April 18, 2016, found on page 723 of the Senate Journal, and moved its adoption.

On the question "Shall the motion to reconsider be adopted?" ([S.F. 2312](#)), the vote was:

Yeas, 32:

Allen	Danielson	Horn	Ragan
Bisignano	Dearden	Jochum	Schoenjahn
Bolkcom	Dotzler	Kapucian	Seng
Bowman	Dvorsky	Kinney	Sinclair
Brase	Feenstra	Mathis	Sodders
Breitbach	Gronstal	McCoy	Taylor
Chelgren	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	Zumbach

Nays, 18:

Anderson	Dix	Rozenboom	Smith
Behn	Garrett	Schneider	Whitver
Bertrand	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	
Costello	Kraayenbrink	Shipley	

Absent, none.

The motion to reconsider was adopted and [Senate File 2312](#) was taken up for reconsideration.

Senator Dotzler offered amendment [S-5151](#), filed by him from the floor to pages 2, 3, 5, and 6 of the bill, and moved its adoption.

Amendment [S-5151](#) was adopted by a voice vote.

Senator Dotzler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 2312](#)), the vote was:

Yeas, 28:

Allen	Dearden	Horn	Ragan
Bisignano	Dotzler	Jochum	Schoenjahn
Bolkcom	Dvorsky	Kinney	Seng
Bowman	Feenstra	Mathis	Sodders
Brase	Gronstal	McCoy	Taylor
Courtney	Hart	Petersen	Wilhelm
Danielson	Hogg	Quirnbach	Zumbach

Nays, 22:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Garrett	Schneider	Whitver
Breitbach	Guth	Schultz	Zaun
Chapman	Johnson	Segebart	
Chelgren	Kapucian	Shipley	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

With the adoption of [Senate File 2312](#), the motion to reconsider [Senate File 2312](#), filed by Senator Zumbach on April 18, 2016, found on page 723 of the Senate Journal, was out of order.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 2312](#) be **immediately messaged** to the House.

The Senate stood at ease at 5:40 p.m. until the fall of the gavel.

The Senate resumed session at 6:03 p.m., President Jochum presiding.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 6:04 p.m. until 11:30 a.m., Thursday, April 21, 2016.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

GOVERNMENT OVERSIGHT

Convened: Wednesday, April 20, 2016, 4:10 p.m.

Members Present: Hogg, Chair; Schoenjahn, Vice Chair; Garrett, Ranking Member; Kinney, and Whitver.

Members Absent: None.

Committee Business: Passed [HF 2449](#), as amended.

Adjourned: 4:15 p.m.

HUMAN RESOURCES

Convened: Wednesday, April 20, 2016, 3:00 p.m.

Members Present: Mathis, Chair; Ragan, Vice Chair; Johnson, Ranking Member; Allen, Bolcom, Costello, Dotzler, Garrett, Jochum, Segebart, Taylor, and Wilhelm.

Members Absent: Chelgren (excused).

Committee Business: Medicaid discussion.

Adjourned: 4:00 p.m.

STUDY BILL RECEIVED

SSB 3189 Appropriations

Relating to the funding of the statewide interoperable communications system and the expenditure of moneys from the E911 emergency communications fund.

SUBCOMMITTEE ASSIGNMENTS

House File 2459

APPROPRIATIONS: Dvorsky, Chair; Chapman and McCoy

House File 2460

APPROPRIATIONS: Ragan, Chair; Dvorsky and Segebart

SSB 3189

APPROPRIATIONS: Danielson, Chair; Dvorsky and Schneider

FINAL COMMITTEE REPORT OF BILL ACTION

GOVERNMENT OVERSIGHT

Bill Title: HOUSE FILE 2449, a bill for an act concerning the implementation and administration of Acts of the general assembly through administrative rulemakings and including effective date and applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-5152.

Final Vote: Ayes, 5: Hogg, Schoenjahn, Garrett, Kinney, and Whitver. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MADAM PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 20th day of April, 2016.

Senate Files 453, 2259, and 2306.

MICHAEL E. MARSHALL
Secretary of the Senate

MOTIONS TO RECONSIDER FILED

MADAM PRESIDENT, I move to reconsider the vote by which [Senate File 2310](#) failed to pass the Senate on Tuesday, April 19, 2016.

AMY SINCLAIR

MADAM PRESIDENT, I move to reconsider the vote by which [House File 2457](#) passed the Senate on Wednesday, April 20, 2016.

MICHAEL E. GRONSTAL

AMENDMENTS FILED

S-5147	S.F. 2324	Matt McCoy
S-5148	H.F. 2457	Julian B. Garrett
S-5149	S.F. 2324	Matt McCoy
S-5150	H.F. 2455	William A. Dotzler, Jr.
S-5151	S.F. 2312	William A. Dotzler, Jr.
S-5152	H.F. 2449	Government Oversight
S-5153	S.F. 2322	Thomas G. Courtney